

## MANAGEMENT DEPARTMENT[541]

### Adopted and Filed

Pursuant to the authority of Iowa Code section 256I.5, the Department of Management, in consultation with the Early Childhood Iowa State Board, adopts new Chapter 9, “Fiscal Oversight of the Early Childhood Iowa Initiative,” Iowa Administrative Code.

The Early Childhood Iowa Initiative was established by the General Assembly to create a partnership between communities and state-level partners to improve the efficiency and effectiveness of early care, education, health, and human services to support children prenatal through age five and their families. Chapter 9 provides, pursuant to Iowa Code section 256I.5, the measures for fiscal oversight of early childhood Iowa area boards by the Department of Management.

No waiver provision is included because it is the opinion of the Department of Management that these rules do not necessitate such a process.

Notice of Intended Action for these rules was published in the Iowa Administrative Bulletin on November 17, 2010, as **ARC 9222B**. The Department of Management received no comments on the Notice of Intended Action during the public comment period. These rules are identical to those published under Notice of Intended Action.

The Department of Management adopted these rules on December 22, 2010.

These rules are intended to implement Iowa Code sections 256I.1 to 256I.12.

These rules shall become effective on February 16, 2011.

The following amendment is adopted.

Adopt the following new 541—Chapter 9:

### CHAPTER 9

#### FISCAL OVERSIGHT OF THE EARLY CHILDHOOD IOWA INITIATIVE

**541—9.1(256I) Definitions.** For the purpose of these rules, the following definitions apply:

“*Agreement*” means a contract between the area boards, state board, department of management, and state agencies to which funding is allocated.

“*Department*” means the Iowa department of management.

“*Early childhood Iowa area board*” or “*area board*” means the board for an early childhood Iowa area created in accordance with Iowa Code section 256I.7.

“*Early childhood Iowa state board*” or “*state board*” means the early childhood Iowa state board created in accordance with Iowa Code section 256I.3.

**541—9.2(256I) Purpose.** This chapter sets forth the fiscal oversight measures of the department in relation to the early childhood Iowa area boards.

**541—9.3(256I) Scope of the rules.** The rules for the department are promulgated under Iowa Code chapter 256I. No rule shall, in any way, relieve a person affected by or subject to these rules, or any person affected by or subject to the rules promulgated by the various divisions of the department, from any duty under the laws of this state.

**541—9.4(256I) Fiscal oversight.**

**9.4(1)** In consultation with the state board, the department has adopted policies to oversee the fiscal responsibilities of area boards.

**9.4(2)** The department shall:

- a. Review the internal controls of all disbursements of early childhood Iowa funding;
- b. Approve the process for issuing agreements with area boards;
- c. Approve and sign all agreements between the area boards and the state for the purposes of Iowa Code chapter 256I;

*d.* Work with state agencies to which the early childhood Iowa funding is allocated to ensure that payments are made to the area boards. The department shall, in cooperation with the agencies to which the funding is allocated, develop a policy for the disbursement of funds;

*e.* Require an audit, conducted by an independent agency, of the early childhood Iowa funds managed by area boards. The minimum requirements and frequency of audits for the area boards shall be determined and approved by the state board;

*f.* Ensure that all area boards secure liability insurance;

*g.* Require that area boards submit a contract-monitoring schedule for their funded programs.

These rules are intended to implement Iowa Code sections 256I.1 to 256I.12.

[Filed 12/22/10, effective 2/16/11]

[Published 1/12/11]

EDITOR'S NOTE: For replacement pages for IAC, see IAC Supplement 1/12/11.